

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Gerhard Hoefle *et al.*  
U.S. Appln. No. : 10/526,572  
U.S. Filing Date : October 11, 2005  
Title of Invention : TUBULYSIN BIOSYNTHESIS GENE  
Confirm No. : 5809  
Examiner : Jon E. Angell  
Art Unit : 1635

745 Fifth Avenue  
New York, New York 10151

**FILED VIA EFS**  
**ON APRIL 21, 2009**

**AMENDMENT AND RESPONSE TO OFFICE ACTION**  
**AND PETITION FOR EXTENSION OF TIME**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed December 22, 2008, setting a three-month period for reply, *i.e.*, up to and including March 22, 2009.

**PETITION FOR EXTENSION OF TIME**

Pursuant to 37 C.F.R. § 1.136(a), a one-month extension of the term for reply, *i.e.*, to up to and including April 22, 2009, is requested. Payment of \$130.00 as required under § 1.17(a) accompanies this paper. The Commissioner is authorized to charge any additionally required fee for the extension, or any other fee occasioned by this paper, or to credit any overpayment in such fees, to Deposit Account No. 50-0320.